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COMMISSION

BEFORE THE FEDERAL ELECTION COMMISSION 2011 JAN 24 PM 6:19

In the Matter of)

Informed Catholic Citizens)

) MUR 6137
)

CELA

CERTIFICATION

I, Shawn Woodhead Werth, recording secretary of the Federal Election Commission executive session, do hereby certify that on January 19, 2011, the Commission took the following actions in the above-captioned matter:

1. Failed on a vote of 1-5 to:

- a. Find no reason to believe that Informed Catholic Citizens violated 2 U.S.C. § 441b.
- b. Find reason to believe that Informed Catholic Citizens violated 2 U.S.C. §§ 433 and 434 or, in the alternative, violated 2 U.S.C. § 434(e).
- c. Find reason to believe that Informed Catholic Citizens violated 2 U.S.C. § 434(g).
- d. Find reason to believe that Informed Catholic Citizens violated 2 U.S.C. § 441d(a).
- e. Authorize the use of compulsory process as to the Respondent and all witnesses in this matter, including the issuance of appropriate interrogatories, document subpoenas, and deposition subpoenas, as necessary.
- f. Approve the Factual and Legal Analysis, as recommended in the First General Counsel's Report dated June 25, 2010, as amended to reflect that the Beauprez call is also express advocacy.
- g. Approve the appropriate letter.

Commissioner Weintraub voted affirmatively for the motion. Commissioners Bauerly, Hunter, McGahn II, Petersen and Walther dissented.

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2. Failed on a vote of 3-3 to:

- a. Find no reason to believe that Informed Catholic Citizens violated 2 U.S.C. § 441b.
- b. Find reason to believe that Informed Catholic Citizens violated 2 U.S.C. §§ 433 and 434 or, in the alternative, violated 2 U.S.C. § 434(c).
- c. Find reason to believe that Informed Catholic Citizens violated 2 U.S.C. § 434(g).
- d. Find reason to believe that Informed Catholic Citizens violated 2 U.S.C. § 441d(a).
- e. Authorize the use of compulsory process as to the Respondent and all witnesses in this matter, including the issuance of appropriate interrogatories, document subpoenas, and deposition subpoenas, as necessary.
- f. Approve the Factual and Legal Analysis, as recommended in the First General Counsel's Report dated June 25, 2010.
- g. Approve the appropriate letter.

Commissioners Bauerly, Walther, and Weintraub voted affirmatively for the motion.

Commissioners Hunter, McGahn II and Petersen dissented.

3. Decided by a vote of 6-0 to:

- a. Find no reason to believe that Informed Catholic Citizens violated 2 U.S.C. § 441b.
- b. Find reason to believe that Informed Catholic Citizens violated 2 U.S.C. § 434(c).
- c. Find reason to believe that Informed Catholic Citizens violated 2 U.S.C. § 434(g).
- d. Find reason to believe that Informed Catholic Citizens violated 2 U.S.C. § 441d(a).
- e. Authorize the use of compulsory process as to the Respondent and all witnesses in this matter, including the issuance of appropriate interrogatories, document subpoenas, and deposition subpoenas, as necessary, but limit the investigation to ascertain the amount of money spent on the calls, the timing of the calls, and the number of calls.
- f. Approve the Factual and Legal Analysis, as recommended in the First General Counsel's Report dated June 25, 2010, subject to the appropriate edits.
- g. Approve the appropriate letter.

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Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther and Weintraub voted
affirmatively for the decision.

Attest:

January 24, 2011
Date

Shawn Woodhead Werth
Shawn Woodhead Werth
Secretary and Clerk of the Commission

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